



UNITED STATES PATENT AND TRADEMARK OFFICE

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BOARD OF PATENT APPEALS AND INTERFERENCES
BOX INTERFERENCE, WASHINGTON, D.C. 20231

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AUG 9 - 2005

PAT. & T.M. OFFICE
BOARD OF PATENT APPEALS
AND INTERFERENCES

Filed by: Judge Jameson Lee
Telephone: 571-272-9797
Facsimile: 571-273-0042

Applicants: CONRAD
Application No.: 08/421,810
Filed: 04/13/95
For: Intelligent locator system

The above-identified application or patent has been forwarded to the Board of Patent Appeals and Interferences because it is adjudged to interfere with another application or patent. An interference has been declared. The interference is designated as No. 105,352

Notice is hereby given the parties of the requirement of the law for filing in the Patent and Trademark Office a copy of any agreement "in connection with or in contemplation of the termination of the interference." 35 U.S.C. § 135(c).

/ss/ Jameson Lee
Administrative Patent Judge

Filed by: Jameson Lee
Administrative Patent Judge
Mail Stop Interference
P.O. Box 1450
Alexandria VA 22313-1450
Tel: 571-272-9797
Fax: 571-273-0042

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Paper 1

Filed
9 August 2005

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

DENNIS FREDERICKSON
and HOWARD RICHMOND
Junior Party
(Patent 5,627,524),

v.

ALEXANDER CONRAD and CHARLES BELL
Senior Party
(Application 08/421,810).

Patent Interference No. 105,352

DECLARATION

Part A. Declaration of interference

An interference is declared (35 U.S.C. § 135(a)) between the above-identified parties. Details of the application(s), patent (if any), reissue application (if any), count(s) and claims designated as corresponding or as not corresponding to the count(s) appear in Parts E and F of this DECLARATION.

Part B. Judge managing the interference

Administrative Patent Judge Jameson Lee has been designated to manage the interference. 37 CFR § 41.104(a) [Bd. R. 104(a)].

Part C. Standing order

A Trial Section STANDING ORDER [SO] accompanies this DECLARATION. The STANDING ORDER applies to this interference.

Part D. Initial conference call

A telephone conference call to discuss the interference is set for **1:00 p.m. (eastern) on 4 October 2005** (the Board will initiate the call).
No later than **two business days** prior to the conference call, each party shall file and serve by facsimile (SO ¶ 4.5) a list of the motions (Bd. R. 120; Bd. R. 204; SO ¶ 26) the party intends to file.

A sample schedule for taking action during the motion phase appears as Form 2 in the STANDING ORDER. Counsel are encouraged to discuss the schedule prior to the conference call and to agree on dates for taking action. A typical motion period lasts approximately eight (8) months. Counsel should be prepared to justify any request for a shorter or longer period.

Part E. Identification and order of the parties

Junior Party

Named inventors: DENNIS FREDERICKSON, Jacksonville, FL
HOWARD RICHMOND, Orange Park, FL

Patent: 5,627,524, granted 03/06/97, based on
application 08/398,058, filed 03/02/95

Title: Infrared locator system

Assignee: Lifecom, LLC

Accorded Benefit: Application 08/073,139, filed 06/07/93

Senior Party

Named Inventors: ALEXANDER CONRAD, Neptune Beach, FL
CHARLES BELL, Jacksonville, FL

Application: 08/421,810, filed 04/13/95

Title: Intelligent locator system

Assignee: Dwyer Precision Products, Inc.

Accorded Benefit: 5,426,425, granted 06/20/95, based on
application 07/957,662, filed 10/07/92

The senior party is assigned exhibit numbers 1001-1999. The junior party is assigned exhibit numbers 2001-2999. Bd. R. 154(c)(1). The senior party is responsible for initiating settlement discussions. SO ¶ 18.

Part F. Count and claims of the parties

Count 1

Claim 1 of Frederickson's Patent 5,627,524

or

Claim 72 of Conrad's Application 08/421,810

The claims of the parties are:

Frederickson: 1-30

Conrad: 49-77, 79, 80, 82-87, 89, 90, 92-97, 99, 100

The claims of the parties which correspond to Count 1 are:

Frederickson: 1-30

Conrad: 72-77, 79, 80, 82-87, 89, 90, 92-97, 99, 100

The claims of the parties which do not correspond to Count 1, and therefore are not involved in the interference, are:

Frederickson: none

Conrad: 49-71

Part G. Heading to be used on papers

The heading in SO Form 1 must be used on all papers filed in this interference.

See SO ¶ 7.2.1. The administrative patent judge and parties must be indicated as follows:

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BEFORE THE BOARD OF PATENT APPEALS
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(Administrative Patent Judge Jameson Lee)

DENNIS FREDERICKSON
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(Patent 5,627,524),

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ALEXANDER CONRAD and CHARLES BELL
Senior Party
(Application 08/421,810).

Patent Interference No. 105,352

Part H. Order form for requesting file copies

When requesting copies of files, use of SO Form 4 will greatly expedite processing of the request. Please attach a copy of Part E of this DECLARATION with a hand-drawn circle around the patents and applications for which a copy of a file wrapper is requested.

/ss/ Jameson Lee
JAMESON LEE
Administrative Patent Judge

Enc:

Copy of STANDING ORDER

Form PTO-850

Copy Patent 5,627,524

Copy of Application 08/421,810

Revised September 2004

cc (via overnight delivery):

Attorney for FREDERICKSON:

LAW OFFICE OF THOMAS C. SAITTA
Thomas C. Saitta, Esq.
6821 Southpoint Drive, North
Suite 203
Jacksonville, FL 32216

Attorney for CONRAD:

Clifford A. Poff, Esq.
Suite 2230 Koppers Building
436 Seventh Avenue
Pittsburgh, PA 15219